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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/618,196
	Filing Date	07/11/2003
	First Named Inventor	Haruyuki Nishijima, et al.
	Art Unit	3753
	Examiner Name	Allen J. Flanigan
Total Number of Pages in This Submission	Attorney Docket Number	4041J-000742

ENCLOSURES (check all that apply)		
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Michael J. Schmidt	Reg. No. 34,007
Signature			
Date	July 18, 2005		

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Signature		Date	July 18, 2005

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EV 570 164 733 US



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/618,196  
Filing Date: 07/11/2003  
Applicant: Haruyuki Nishijima, et al.  
Group Art Unit: 3753  
Examiner: Allen J. Flanigan  
Title: HEAT EXCHANGER FOR COOLING AIR  
Attorney Docket: 4041J-000742

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Director of The United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**RESPONSE TO ELECTION OF SPECIES**

Sir:

In response to the Office Action mailed June 23, 2004, Paper No./Mail Date 06212005 the Examiner has required an election of species pursuant to 35 U.S.C. § 121 to one of the following patentably distinct species:

- I. The species principally illustrated in Figure 6A;
- II. The species principally illustrated in Figure 9A;
- III. The species principally illustrated in Figure 9B;
- IV. The species principally illustrated in Figure 10;
- V. The species principally illustrated in Figure 11;
- VI. The species principally illustrated in Figures 13 and 14; and

VII. The species principally illustrated in Figure 15A.

Applicants, without traverse, respectfully request the Examiner to proceed with Species I principally illustrated in Figure 6A. Applicants believe that Claims 1, 2 and 4-6 read on the elected species. Applicants request that the non-elected Claims be held in abeyance for possible rejoinder and/or further prosecution in future divisional and/or continuation applications.

### CONCLUSION

It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this Response is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: July 18, 2005  
HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, MI 48303  
(248) 641-1600

By: 

Michael J. Schmidt  
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MJS/pmg